

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Document #

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U.S.C.A. #

U.S.D.C. #

08-cv-1090

JUDGE:

KM W

DATE:

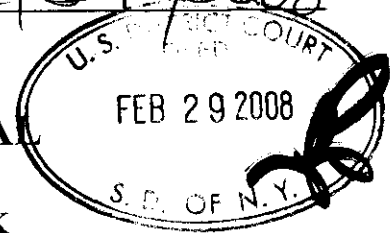
2/29/2008

Primoer

-v-

H & R Block Inc.

INDEX TO THE RECORD ON APPEAL



PREPARED BY (NAME):

THOMAS R. PISARCZYK

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DISTRICT COURT DOCKET ENTRIES

DOCUMENT DESCRIPTION

DOC. #

CLERK'S CERTIFICATE

SEE ATTACHED LIST OF NUMBERED DOCUMENTS

(X) Original Record

() Supplemental Record

The record in the above entitled case was indexed to the U.S.C.A.
for the Second Circuit on the 29th Day of February, 2008.

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

Primous

 -v-
H & R Block Inc.

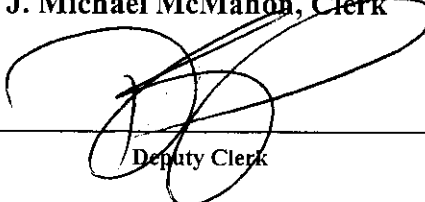
U.S.C.A. # _____
 U.S.D.C. # 08-cv-1090
 JUDGE: KMW
 DATE: 2/29/2008

Clerk's Certificate

I, J. Michael McMahon, Clerk of the Court of the United States District Court for the Southern District of New York, do hereby certify that the certified copy of the docket entries and the original filed papers numbered 1 Through 5, inclusive, constitutes the Original record on appeal in the above entitled proceedings except for the following missing documents:

| <u>Date Filed</u> | <u>Document Description</u> |
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In Testimony Whereof, I have caused the seal of said Court to be hereunto affixed, at the City of New York, this 29th Day of February In this year of our Lord, Two Thousand and Eight, and the Independence of the United States this 232ND year.

J. Michael McMahon, Clerk
 By 
 Deputy Clerk

APPEAL, CLOSED, PRO-SE

U.S. District Court
United States District Court for the Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:08-cv-01090-KMW
Internal Use Only

Primous v. H & R Block Inc.
Assigned to: Judge Kimba M. Wood
Cause: 28:1332 Diversity-Other Contract

Date Filed: 02/04/2008
Date Terminated: 02/04/2008
Jury Demand: None
Nature of Suit: 190 Contract: Other
Jurisdiction: Diversity

| Date Filed | # | Docket Text |
|------------|----------|--|
| 02/04/2008 | <u>1</u> | DECLARATION IN SUPPORT OF REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Matthew Primous.(laq) (Entered: 02/20/2008) |
| 02/04/2008 | <u>2</u> | COMPLAINT against H & R Block Inc.Document filed by Matthew Primous.(laq) (Entered: 02/20/2008) |
| 02/04/2008 | | Magistrate Judge Frank Maas is so designated. (laq) (Entered: 02/20/2008) |
| 02/04/2008 | <u>3</u> | ORDER OF DISMISSAL. The Court grants plaintiff's application to proceed in forma pauperis, but dismiss the complaint for the reasons set forth in this order. Accordingly, the complaint is dismissed for lack of subject matter jurisdiction, as well as for being frivolous and failing to state a claim. The Court certifies pursuant to 28 U.S.C. 1915(a)(3) that any appeal from this order would not be taken in good faith. (Signed by Judge Kimba M. Wood on 2/4/08) (laq) (Entered: 02/20/2008) |
| 02/04/2008 | <u>4</u> | JUDGMENT. Ordered, Adjudged and Decreed: That the complaint be and is hereby dismissed. 28 U.S.C. 1915(e)(2). We certify pursuant to 28 U.S.C. 1915(a)(3) that any appeal from the Court's order will not be taken in good faith. (Signed by Judge Kimba M. Wood on 2/4/08) (laq) (Entered: 02/20/2008) |
| 02/22/2008 | <u>5</u> | NOTICE OF APPEAL from <u>3</u> Order Dismissing Complaint (I.F.P.), <u>4</u> Judgment - Sua Sponte (Complaint). Document filed by Matthew Primous. (tp) (Entered: 02/29/2008) |
| 02/22/2008 | | Appeal Remark as to <u>5</u> Notice of Appeal filed by Matthew Primous. \$455.00 APPEAL FEE DUE. IFP REVOKED 2/4/08. (tp) (Entered: 02/29/2008) |
| 02/29/2008 | | Transmission of Notice of Appeal to the District Judge re: <u>5</u> Notice of Appeal. (tp) (Entered: 02/29/2008) |
| 02/29/2008 | | Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court of Appeals re: <u>5</u> Notice of Appeal. (tp) (Entered: 02/29/2008) |